

Handwritten: \$ Sealed

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

Typed or Printed Name Barbara M. Weatherly

Signature

Handwritten signature: B. M. Weatherly

Date

June 7, 2001

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Attorney Docket

STAN010CON

First Named Inventor

Cohen

Application Number

09/804,690 / Conf. No. 1876

Filing Date

March 12, 2000

Group Art Unit

1876

Examiner Name

Unknown

Title: MAMMALIAN TUMOR SUSCEPTIBILITY GENES AND THEIR USES

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Amendment/Response
After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure
Statement, 1449 and 1
references

☐ Certified Copy of Priority
Document(s)

☒ Response to Missing Parts/
Incomplete Application

☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53
(with copy of Notice to File
Missing Parts)

☐ Issue Fee Transmittal
(with copy of PTOL-85B)

☐ Formal Drawing(s)(1 sheet)

☐ Licensing-related Papers

☐ Petition Routing Slip and
Accompanying Petition

☐ To Convert a Provisional
Application

☐ Power of Attorney
☐ Revocation
☐ Associate

☐ Change of Correspondence
Address

☐ Terminal Disclaimer

☐ Small Entity Statement

☐ Request for Refund

☐ After Allowance Communication
to Group

☐ Appeal Communication to Board
of Appeals and Interferences

☐ Appeal Communication to
Group
(Appeal Notice, Brief, Reply
Brief)

☐ Proprietary Information

☐ Status Letter

☒ Additional Enclosure(s)
(please identify below):
Preliminary Amendment (8 pgs)

Return Receipt Postcard

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual Name Paula A. Borden

Registration No.

42,344

Signature

Handwritten signature: Paula A. Borden

Date

June 7, 2001

CERTIFICATE OF MAILING

I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Typed or Printed Name	Barbara M. Weatherly		
Signature	<i>Barbara M. Weatherly</i>	Date	June 7, 2001

RESPONSE TO MISSING PARTS AND REQUEST FOR CORRECTED FILING RECEIPT Address to: Box Missing Parts Assistant Commissioner for Patents	Attorney Docket	STAN010CON
	First Named Inventor	Cohen, et al.
	Application Number	09/804,690 / Conf. No.: 1876
	Filing Date	March 12, 2001
	Group Art Unit	1645
	Examiner Name	Unassigned
	Title: MAMMALIAN TUMOR SUSCEPTIBILITY GENES AND THEIR USES THEREOF	

#7

Sir:

In response to the Notice to File Missing Parts dated April 20, 2001, transmitted herewith for filing are the following documents:

1. a copy of the Notice to File Missing Parts;
2. a Fee Transmittal (*in duplicate*);

The Commissioner is hereby authorized to charge the amount of \$50.00 to cover the fees required and any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815.

Also enclosed is a filing receipt for the above-identified patent application that has been issued by the U.S. Patent and Trademark Office (corrected copy attached) and has been found to contain the following error(s):

1. The Domestic Priority data as claimed by applicant should read:
"Which is a CIP of 08/585,758 01/12/96 PAT 5,679,523".

Also enclosed is a Preliminary Amendment, being filed herewith, which indicates "In The Specification" the **correct priority continuing data**.

Respectfully submitted,
 BOZICEVIC, FIELD & FRANCIS LLP

Date: June 7, 2001

By:

Paula A. Borden

Paula A. Borden
 Registration No. 42,344

BOZICEVIC, FIELD & FRANCIS LLP
 200 Middlefield Road, Suite 200
 Menlo Park, CA 94025
 Telephone: (650) 327-3400
 Facsimile: (650) 327-3231
 F:\Document\STAN\010CON\RespMP&OFR



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/804,690	03/12/2001	1645	0.00	STAN-010 CON	1	22	4

CONFIRMATION NO. 1876

FILING RECEIPT



OC000000005989916

Paula A. Borden
BOZICEVIC, FIELD & FRANCIS LLP
Suite 200
200 Middlefield Road
Menlo Park, CA 94025

Date Mailed: 04/20/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

- ✓ Stanley N. Cohen, Stanford, CA;
- ✓ Limin Li, Stanford, CA;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/146,187 09/01/1998
WHICH IS A CIP OF 08/585,758 01/16/1996 PAT 5,679,523 *
WHICH CLAIMS BENEFIT OF 60/006,856 11/16/1995
(* Data inconsistent with PTO records.

Foreign Applications

If Required, Foreign Filing License Granted 04/19/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

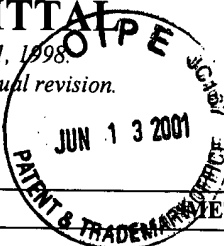
Early Publication Request: No

✓ ** SMALL ENTITY **

11/2/96
11/2/01
6/20/01
Consistent
(6/20/01)

FEE TRANSMITTAL

Note: Effective October 1, 1998
Patent fees are subject to annual revision.



Attorney Docket Number	STAN010CON
First Named Inventor	CCOEN
Application Number	09/804,690 / Conf. No. 1876
Filing Date	March 12, 2000
Group Art Unit	1876
Examiner Name	Unknown

METHOD OF PAYMENT

1. ☐ A Check Is Enclosed
 2. ☒ The Commissioner is hereby authorized to charge the following and any additional fees including fees required under 37 CFR 1.16 and 1.17 and credit any overpayments to: Deposit Account No. 50-0815. Deposit Account Name: Bozicevic, Field & Francis LLP

FEE CALCULATION

1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Due
101	710	201	355	Utility filing fee	\$355.00
102	320	206	160	Design filing fee	
104	490	207	245	Plant filing fee	
109	710	208	355	Reissue filing fee	
110	150	214	75	Provisional filing fee	
Subtotal (1)					\$ 355.00

2. CLAIMS

No. of claims as filed or after amendment			Most claims previously paid		Extra claims		Fee from below		Fee Due
Total claims	27	-	20	=	7	x	\$ 9.00	=	\$ 63.00
Ind. claims	7	-	3	=	4	x	\$ 40.00	=	\$160.00
Multiple Dependent claims						x		=	

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim
109	80	209	40	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of and over original patent
Subtotal (2)				\$223.00

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Due	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Due
105	130	205	65	Surcharge - late filing fee or oath	\$65	127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification		147	2,520	147	2,520	Filing a request for reexamination	
115	110	215	55	Ext. for reply within first month		116	390	216	195	Ext. for reply within second month	
117	890	217	445	Ext. for reply within third month		118	1,390	218	695	Ext. for reply within fourth month	
128	1,890	228	945	Ext. for reply within fifth month		119	310	219	155	Notice of Appeal	
120	310	220	155	Filing brief in support of appeal		121	270	221	135	Request for oral hearing	
140	110	240	55	Petition to revive - unavoidable		141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)		122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to prov. appl.		126	180	126	180	Submission of IDS	
146	710	246	355	Filing submission after final rejection (37 CFR 1.129(a))		149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action		113	1840*	113	1840*	Requesting publication of SIR after Examiner action	
143	440	243	220	Design issue fee		144	600	244	300	Plant issue fee	
581	40	581	40	Recording patent assignment		Other fee (specify)					

* Reduced by Basic Filing Fee Paid

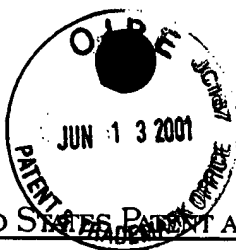
SUBTOTAL (3) \$65.00

TOTAL AMOUNT TO BE CHARGED (\$) 643.00

SUBMITTED BY

Typed or Printed Name	Signature	Date	Complete (if applicable)
Paula A. Borden, BOZICEVIC, FIELD & FRANCIS LLP		June 7, 2001	Reg. Number 42,344 Deposit Account 50-0815

Documents\STAN010CON\Fee Transmittal



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/804,690	03/12/2001	Stanley N. Cohen	STAN-010 CON

CONFIRMATION NO. 1876

FORMALITIES LETTER



OC000000005989917

Paula A. Borden
BOZICEVIC, FIELD & FRANCIS LLP
Suite 200
200 Middlefield Road
Menlo Park, CA 94025

Date Mailed: 04/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$58.
 - \$18 for 2 total claims over 20.
 - \$40 for 1 independent claims over 3.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 478.

*A copy of this notice **MUST** be returned with the reply.*

07/09/2001 NPRASASD 00000004 500815 09804690

01 FC:203 45.00 CH
02 FC:202 120.00 CH

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/15/2001 NYUSUF1 00000012 500815 09804690

01 FC:201 355.00 CH
02 FC:203 18.00 CH
03 FC:202 40.00 CH
04 FC:205